



Public Meeting

Central Valley Regional Water Quality Control Board

Friday, 4 June 2004 – 8:30 a.m.
Central Valley Regional Water
Quality Control Board
*11020 Sun Center Drive, #200
Rancho Cordova, CA 95670-6114

***We have moved our office to 11020 Sun Center Drive, #200 Rancho Cordova, CA 95670. For directions please go to www.swrcb.ca.gov/rwqcb5/contact_us/sacto_location.html or you may call Janice Tanaka at (916) 464-4839.**

The purpose of this meeting is for the Board to obtain testimony and information from concerned and affected parties and to make decisions based on the information received.

Persons who want to submit written comments or evidence on any agenda item must comply with the **Meeting Procedures** described at the end of the listing of **Agenda** items. Persons wishing to speak at the meeting should complete an attendance card and provide it to staff. Although otherwise filling out the attendance card is voluntary, we do appreciate receiving a card from all persons in attendance.

Persons applying for, or actively supporting or opposing, waste discharge requirements before the Board must comply with legal requirements if they or their agents have or propose contributing more than \$250 to a Board member for an election campaign. Contact the Board office for details if you fall into this category.

Items showing times will begin no sooner than indicated. Items are numbered for identification purposes only and may not be considered in order. They may, however, be delayed by previous items.

Technical questions regarding agenda items should be directed to the responsible staff person whose name and direct phone number are indicated by the agenda item. If no staff person is listed, or for general questions and requests for agenda material, please contact Janice Tanaka at (916) 464-4839.

The facility is accessible to people with disabilities. Individuals requiring special accommodations are requested to contact Ms. Tanaka at (916) 464-4839 at least 5 working days prior to the meeting. TTY users may contact the California Relay Service at 1-800-735-2929 or voice line at 1-800-735-2922.

Board agendas and the approved minutes of Board meetings are posted on the Regional Board's website at <http://www.swrcb.ca.gov/rwqcb5>.

Copies of the items to be considered by the Board may be downloaded from the following Website, <http://www.swrcb.ca.gov/rwqcb5/tentative> organized by agenda item number.

A listing of pending applications for Water Quality Certifications, pursuant to section 401 of the Federal Clean Water Act, may be obtained from the Regional Board's Web Page at http://www.swrcb.ca.gov/rwqcb5/public_notices or by calling Pat Gillum at (916) 464-4709.

The **Agenda** for this meeting begins on the next page.

TIME LIMITATIONS

In order to move the Board meeting along in a timely manner, and assure time for adequate consideration of items later in the Agenda, the Chair may enforce maximum time limitations on each item. The goal is to complete all presentations, cross-examination, Board deliberation and voting within the allotted time. Allotted times are listed on the agenda following each item. Please consider the allotted time when preparing your presentations. Items with specific times listed will not be heard before that time but may be heard later.

FRIDAY – 4 JUNE 2004 – 8:30 a.m.

INTRODUCTIONS

1. Introductions, pledge of allegiance, and approval of minutes from the Regular Meeting of 22/23 April 2004.
2. Meeting Rules and Procedures
3. Board Member Communications - *Regional Board Members and the State Board Liaison Member may discuss meetings, communications, correspondence, or other items of general interest relating to matters within the Board's jurisdiction. There will be no voting or formal action taken.*
4. Executive Officer's Report [available on the Internet at http://www.swrcb.ca.gov/rwqcb5/monthly_board_report]
5. Public Forum - *Any member of the public may address the Board on any matter within the Board's jurisdiction and not scheduled for consideration at this meeting (5 minute time limit per subject) 8:30 a.m.*
6. The Board will be asked to approve items 14 through 18 with no discussion if no one is here to testify about them; see pages 3 & 4 for a description/listing of items – **8:30 a.m.**

ENFORCEMENT

7. Western Waterways, Inc., Holland Riverside Marina, Contra Costa County – *Consideration of an Administrative Civil Liability Order* [Anne Olson (916) 464-4740] **(Time Limit – 45 minutes)**
8. Weimar Institute, Inc., Wastewater Treatment Plant, Placer County – *Consideration of an Administrative Civil Liability Order* [Guy Childs (916) 464-4648] **(Time Limit – 45 minutes)**

NPDES PERMITS

9. General Electric Company and Well Made Products Company, Groundwater Cleanup System, Merced County - *Consideration of NPDES Permit Renewal* – [Geoff Anderson (559) 445-5919] **(Time Limit – 60 minutes)**
10. Collins & Aikman Products Company, Inc., Former Wickes Forest Industries Site, Groundwater Remediation System, Solano County – *Consideration of a NPDES Permit Renewal* [Renan Jauregui (916) 464-4730] **(Time Limit – 30 minutes)**
11. Sacramento Regional County Sanitation District, Lower Northwest Interceptor Construction Project, Sacramento and Yolo Counties – *Consideration of a New NPDES Permit* [Karen Niiya (916) 464-4762] **(Time Limit – 30minutes)**

WATER RECYCLING

12. City of Roseville Master Reclamation Permit, Placer County – *Consideration of an Amendment* [Kenneth Landau (916) 464-4839] **(Time Limit – 30 minutes)**

ENFORCEMENT

13. Non-Submittal of the Annual Report Required Under Waste Discharge Requirements, San Joaquin County - *Consideration of an Administrative Civil Liability Orders* [Rudy Schnagl (916) 464-4701] **(Time Limit – 90 minutes)**
 - a. Tony Borba Dairy, Inc., Delores Borba and Tony Borba, Jr.
 - b. Jose and Alexandrina Correia Community Property Trust Dairy and Jose H. Correia
 - c. Circle JM Dairy and Alyce Machado Luis

UNCONTESTED ITEMS CALENDAR

Uncontested items are expected to be routine and noncontroversial; recommendations will be acted on without discussion. If any interested party, Board, or staff member requests discussion, the item may be removed from the Uncontested Items Calendar and taken up in the regular agenda order, or in an order determined by the Board Chair – 8:30 a.m.

ENFORCEMENT

14. City of Marysville, Wastewater Treatment and Reclamation Facility, Yuba County – *Consideration of a Cease and Desist Order* [Tim O'Brien (916) 464-4616]

WASTE DISCHARGE REQUIREMENTS

15. Uncontested NPDES Permits
- a. City of Chico, Chico Water Pollution Control Plant, Butte County (renewal)
 - b. Stockton Port District, Facility-Wide Storm Water Discharges From Municipal Separate Storm Sewer System and Non-Storm Water Discharges From The Port Of Stockton, San Joaquin County (renewal)
 - c. Bell-Carter olive Company, Inc. and City of Corning, Industrial Wastewater Treatment Plant, Tehama County (amendment)
 - d. Sacramento Cogeneration Authority Project, Sacramento Cogeneration Authority, Sacramento County (amendment)
16. Uncontested Change of Name and/or Ownership
- a. Camper's Inn RV Park and Golf Resort, Camper's Inn WWTF, Yolo County, Order No. 91-193
 - b. Eastside Winery, San Joaquin County, Waste Discharge Requirements Order No. 5-01-172
 - c. Stonegate Village STP, Sutter County, Order No. R5-2003-0177
17. Uncontested Rescissions
- a. Standard Oil Company of California, Section 5 Lease, Poso Creek Oil Field, Kern County, Resolution No. 58-40501
 - b. Coastal Petroleum Refiners, Inc., Paloma Refinery, Kern County, Order No. 79-223
 - c. Defense Distribution Region West, Sharpe, Wastewater Treatment Plant and Storm Water Discharges, San Joaquin County, Order No. 92-184
 - d. William Shubin, Shubin Farms, San Joaquin Grease Disposal Site, Fresno County, Order No. 95-193
 - e. Prestar Corporation, Prestar Skydiving Facility WWTP, Yolo County, Order No. 96-093
 - f. K&D Salvage Company, Solid Waste Landfill, Kern County, Order No. 99-082
 - g. Donald A. Rogers, dba Success Petroleum Company, Smith-Rhoads Lease, Deer Creek Oil Field, Tulare County, Order No. 5-00-237
 - h. Donald A. Rogers, dba Success Petroleum Company, TBID Lease, Deer Creek Oil Field, Tulare County, Order No. 5-00-238
 - i. H. Ronald Voelker, dba Keystone Oil Company, H. Ronald Voelker, dba Keystone Oil Company, Community Lease, Deer Creek Oil Field, Tulare County, Order No. 5-00-239
 - j. William H. Colvin, dba Deer Creek Oil Company, National Development-Merzoian Lease, Deer Creek Oil Field, Tulare County, Order No. 5-00-240
18. Uncontested Waste Discharge Requirements
- a. Linne Estates, LLC, Linne Estates Wastewater Treatment System, San Joaquin County (new)
 - b. Spenker Ranch, Inc., Jessie's Grove Winery, San Joaquin County (new)
 - c. ExxonMobil Production Company, Hill Lease, South Belridge Oil Field, Kern County (new)
 - d. City of Merced, Merced Municipal Airport, Enhanced Bioremediation Project, Merced County (new)
 - e. Equity Office Management, L.L.C. and M&H Property Management, Arden Square Shopping Center, Potassium Permanganate Injection And Recirculation System, Sacramento County (new)
 - f. Defense Distribution Depot San Joaquin, Sharpe Wastewater Treatment Facility, San Joaquin County (new)
 - g. Robert and Sharon Hilarides, dba Sierra Cattle Company, for Closure and Post-Closure Operation and Maintenance, West Ponds Site, Tulare County (new)

- h. Maharishi Global Administration Through Natural Law, Maharishi Vedic School Wastewater Treatment Facility, Lake County (revision)
- i. City of Auburn, Auburn Placer Disposal Service, Auburn Landfill, Class III Landfill, Post-Closure Maintenance and Corrective Action, Placer County (update)

19. The Regional Board may meet in closed session on Thursday or Friday to consider personnel matters [Authority: Government Code Section 11126(a)]; to deliberate on a decision to be reached based upon evidence introduced in a hearing [Authority: Government Code Section 11126(c)(3)]; or to discuss matters in litigation, including discussion of initiated litigation, significant exposure to litigation, or decisions to initiate litigation [Authority: Government Code Section 11126(e)]. Litigation items that may be discussed are:

1. *CVRWQCB, et al. v. Aerojet-General Corp., et al*, Sacramento Co. Sup. Ct. No. 286073, consolidated with Nos. 288302 and 291981; *CVRWQCB, et al. v. Aerojet-General Corp., et al.*, USDC (EDCal) No. CIV-S-86-0064-EJG (consolidated with *U.S. v. Aerojet-General Corp., et al.*, USDC (EDCal) No. CIV-S-86-0063-EJG).
2. *American States Water Co., et al., v. CVRWQCB, et al.*, Sacramento Co. Sup. Ct. No. 99AS05947.
3. *Sacramento Regional Co. Sanitation Dist. v. SWRCB, et al.*, Sacramento Co. Sup. Ct. No. 98CS01702.
4. *State of Calif., CVRWQCB, et al. v. Iron Mountain Mines, Inc., et al.*, USDC (EDCal) No. CIV-S-91-1167-DFL-PAN and *U.S. v. Iron Mountain Mines, Inc., et al.*, USDC (EDCal) No. S-91-0768 DFL/JFM.
5. *State of Calif. ex rel CIWMB, et al. v. Edward J. Filbin, et al.* (Westley Tire Fire).
6. *San Francisco Baykeeper, Inc., et al. v. SWRCB, et al.*, Sacramento Co. Sup. Ct. No. 99CS02722. (Toxic Hot Spots)
7. *CVRWQCB v. Cedar Point Properties, Inc., Daniel R. Kennedy, et al.*, Plumas Co. Sup. Ct. No. 19897 (Walker Mine)
8. *Coalition for Alternatives to Kiefer Landfill v. SWRCB, et al.*, Sacramento Co. Sup. Ct. No. 01CS00728.
9. *CVRWQCB v. A Greener Globe Corp., et al.*, Placer Co. Sup. Ct. No. SCV11383.
10. *CVRWQCB v. Sonora Mining Corp., et al.*, Tuolumne Co. Sup. Ct. No. CV 486 (Jamestown Mine).
11. *Original Sixteen to One Mine, Inc. v. CVRWQCB*, Sierra Co. Sup. Ct. No. 5511.
12. *City of Brentwood v. CVRWQCB*, Contra Costa Co. Sup. Ct. No. 2-0160.
13. *State of Calif., City of Lodi v. M&P Investments, et al.*, USDC (EDCal) No. CIV S-00-2441 FCD.
14. *City of Merced, et al., v. R.A. Fields, CVRWQCB*, U.S. Court of Appeals (Ninth Cir.) D.C. No. CV-F 92-5627 (REC/DLB) EDCal; *City of Merced, et al., v. R.A. Fields, et al.*, USDC (EDCal) No. CV-F 92-5627 REC/DLB.
15. *National Park Service, El Portal WWTF*, Administrative Civil Liability Order No. 5-01-031.
16. *Petitions of Meridian Beartrack Co., et al.*, SWRCB/OCC Files A-1369, A-1469, A-1569.
17. *Deltakeeper, et al v. CVRWQCB*, Sacramento Co. Sup. Ct. No. 03CS00032 (Ag Waiver CEQA lawsuit).
18. *City of Stockton v. SWRCB et al.*, San Joaquin Co. Sup. Ct. No. CVO20665 (NPDES permit).
19. *City of Vacaville v. SWRCB et al.*, Solano Co. Sup. Ct. No. FCSO20945 (NPDES permit).
20. *Deltakeeper, et al v. CVRWQCB*, Alameda Co. Sup. Ct. (Timber Harvest Waiver lawsuit)
21. *The Cities of Elk Grove, Folsom, Sacramento and County of Sacramento v. SWRCB, et al.*, Sacramento Co. Sup. Ct. No. 03CS00685 (Municipal storm water permit lawsuit).
22. *Petition of Yuba City, for Review of WDRs* Order No. R5-2003-0085 and *Cease and Desist* Order No. R5-2003-0086, SWRCB/OCC File A-1580.
23. *City of Yuba City v. Regional Water Quality Control Board, Central Valley Region*, Sacramento Co. Sup. Ct., 03CS01038 (Public Records Act).
24. *Petition of City of Woodland, for Review of WDRs* Order No. R5-2003-0031 (NPDES No. CA0077950) and *Cease and Desist* Order No. R5-2003-0032, SWRCB/OCC File A-1561.
25. *Petition of City of Chico, Butte County, Edmund and Juli Johnson, California Park Association* Review of Cleanup and Abatement Order No. R5-2003-0707, SWRCB/OCC File A-1575, A-1575(a), A-1575(b), A-1575(c) (Humboldt Road Burn Dump).
26. *Petition of Wine Institute and Family Winemakers of California*, Review of General Waste Discharge Requirements Order No. R5-2003-0029, SWRCB/OCC File A-1563.
27. *County of Sacramento v. SWRCB and CVRWQCB*, Sacramento Co. Sup. Ct. No. 03CS01521
28. *Petition for Stay and Review of Decision of CVRWQCB to Withdraw Administrative Civil Liability Complaint R5-2003-0514, and Refer the Matter to the California Attorney General, filed with the SWRCB by AKT Development Corporation and Sunridge Development, LLC*, OCC File No. A-1625.
29. *State of California, CVRWQCB v. AKT Development Corporation and Sunridge Development, LLC* (Referral to AG).
30. *California Farm Bureau v. SWRCB and CVRWQCB*, Sacramento Co. Sup. Ct., 04CS00264 (2004 Ag Waiver lawsuit)
31. *Deltakeeper et al v. CVRWQCB and SWRCB*, Sacramento Co. Sup. Ct., 04CS00235 (2004 Ag Waiver lawsuit)
32. *City of Stockton and San Joaquin County v. CVRWQCB* (Municipal storm water permit)
33. *City of Vacaville v. SWRCB and CVRWQCB and California Association of Sanitation Agencies v. SWRCB and CVRWQCB*, Contra Costa Co. Sup. Ct., Case No. CIV MSN03-0956.
34. *Kern Ridge Growers, LLC v. SWRCB and CVRWQCB*, Kern Co. Sup. Ct., Case No. S-1500-CV 252327NFT.
35. *City of Galt v. SWRCB and CVRWQCB*, Sac. Co. Sup. Ct. Case No. 04CS00590. (Stay of NPDES permit, filed May 5, 2004).
36. *Petition of UC Davis*, Review of NPDES Permit and Cease and Desist Order (Order Nos. R5-2003-003 and R5-2003-004) (NPDES Permit revisions, filed April 19, 2004).
37. *Petition of City of Manteca*, Review of NPDES permit and Cease and Desist Order (Order Nos. R5-2004-0028 and R5-2004-0029) (NPDES permit, filed April 19, 2004).
38. *Deltakeeper et al v. SWRCB and CVRWQCB*, Sac. Co. Sup. Ct. (2004 Timber Waiver Lawsuit).
39. *Ameripride Services, Inc. v. CVRWQCB, et al.*, Sacramento Co. Sup. Ct. No. 04CS00426